

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

IN RE: BECKY GARCIA and  
ESTAVAN B. GARCIA,

Debtors.

PHILIP J. MONTROYA, Trustee,

Plaintiff/Appellant,

v.

TEODORO A. GARCIA and  
ESTHER J. GARCIA,

Defendants/Appellees.

Civil No. 07-543 BB/RHS  
Adversary No. 06-1054 S  
Bankruptcy No. 7-05-14383 SA

**ORDER AND JUDGMENT**

**THIS MATTER** comes before the Court on the Magistrate Judge's Proposed Findings and Recommended Disposition on Bankruptcy Appeal ("PFRD"), filed April 18, 2008 [**Doc. No. 8**]. No objections having been filed to the PFRD, and having reviewed the same, the Court will adopt the PFRD and affirm the decision of the Bankruptcy Court.

**WHEREFORE,**

**IT IS HEREBY ORDERED** that the Magistrate Judge's Proposed Findings and Recommended Disposition on Bankruptcy Appeal [**Doc. No. 8**] are adopted by the Court.

**IT IS FURTHER ORDERED** that the Bankruptcy Court's judgment in favor of Defendants Teodoro and Esther Garcia against Plaintiff Montoya is affirmed.

**IT IS FURTHER ORDERED** that Defendants/Appellees' request for costs and fees is denied.

**IT IS FINALLY ORDERED, ADJUDGED AND DECREED** that this civil proceeding is dismissed with prejudice.



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UNITED STATES DISTRICT JUDGE